

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO.: 15907-AG17-0109-003

IN THE MATTER OF:)

Lee Maness)
1801 Harpeth River Dr.)
Brentwood, TN 37027)

Respondent.)

License Number: 959017)

Type of Action: Enforcement)

FILED

FEB 25 2021

STATE OF INDIANA
DEPT. OF INSURANCE

ORDER LIFTING SUSPENSION

Comes now the Enforcement Division of the Indiana Department of Insurance and files its Motion to Lift Suspension Order. The Commissioner of the Indiana Department of Insurance, having reviewed the same, now issues the following order:

1. The Suspension Order issued on January 20, 2017 against Respondent's nonresident producer's license number 959017 is hereby lifted.

2-25-2021

Dated



Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:
Victoria Hastings, Attorney
Indiana Department of Insurance
311 West Washington St. #103
Indianapolis, IN 46204-2787

Lee Maness
1801 Harpeth River Dr.,
Brentwood, TN 37027

5100 Maryland Way
Brentwood, TN 37027

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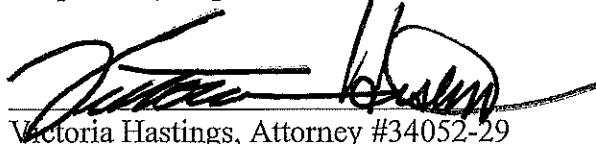
MOTION TO LIFT SUSPENSION

The Enforcement Division of the Indiana Department of Insurance ("Department"), by counsel, Victoria Hastings, now moves that the Suspension Order issued on January 20, 2017, in this matter be lifted. In support of this request, the Department asserts the following:

1. Less Maness ("Respondent") is a nonresident insurance producer under license number 959017;
2. On November 23, 2016, the Commissioner of the Indiana Department of Insurance ("Commissioner") mailed Respondent a certified letter requesting a list of appointments and a semi-annual report;
3. More than ten (10) days elapsed since the Commissioner requested a list of appointments without a response from Respondent;
4. Pursuant to Indiana Code § 27-1-15.6-12(g), on January 20, 2017, the Commissioner issued a Suspension Order suspending Respondent's license #959017 until such time as the Commissioner received Respondent's list of appointments;
5. On or around February 1, 2021, Respondent sent a letter to the Department providing a list of his appointments and the semi-annual surplus lines tax filing.

WHEREFORE, the Department respectfully requests that the Commissioner issue an order lifting the suspension of Respondent's license, and for all other relief just and proper in the premises.

Respectfully requested,

A handwritten signature in black ink, appearing to read "Victoria Hastings", written over a horizontal line.

Victoria Hastings, Attorney #34052-29
Enforcement Division
Indiana Department of Insurance

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO.: 15907-AG17-0109-003

IN THE MATTER OF:

Lee Maness
5141 Virginia Way
STE 320
Brentwood, TN 37027-2317

Respondent

License Number: 959017

FILED

JAN 20 2017

STATE OF INDIANA
DEPT. OF INSURANCE

FINDINGS OF FACT AND SUSPENSION ORDER

WHEREAS, Lee Maness ("Respondent") is a non-resident insurance producer under license # 959017.

WHEREAS, Indiana Code § 27-1-15.8-4(a) requires a surplus lines producer, on or before February 1 and August 1 of each year, to collect from the insured and remit to the Department an amount equal to two and one-half percent (2 1/2%) of "all gross premiums upon all policies and contracts procured by the surplus lines producer under the provisions of this section during the preceding six (6) month period ending December 31 and June 30."

WHEREAS, Indiana Code § 27-1-15.6-12(g) states that a licensed producer must furnish the commissioner with a full and complete report listing each insurer with which the licensee has held an appointment during the year preceding within ten (10) days of a request.

WHEREAS, on November 23, 2016, the Commissioner of the Indiana Department of Insurance ("Commissioner") mailed Respondent a certified letter requesting the semi-annual report and list of appointments.

WHEREAS, on November 28, 2016, the certified mail receipt for article # 91 7190 0005 2720 0065 8453, was delivered to the front desk or reception area.

WHEREAS, Respondent has failed to provide the semi-annual report and a list of appointments within ten (10) days as requested by the Commissioner.

WHEREAS, Respondent's failure to provide the list of appointments within ten (10) days constitutes a violation of Indiana Code § 27-1-15.6-12(g).

WHEREAS, Indiana Code § 27-1-15.6-12(h) provides that the Commissioner may, without a hearing and in his sole discretion, issue an order to suspend any insurance license held by the licensee in the event that the licensee fails to remit the list of appointments within ten (10) days.

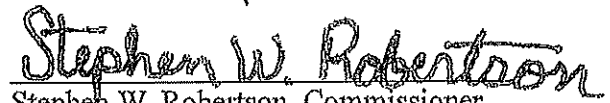
WHEREAS, pursuant to Indiana Code § 4-21.5-4-4, the Commissioner shall set this matter for hearing on this Order upon a request by Respondent.

IT IS THEREFORE ORDERED BY THE COMMISSIONER that Respondent's license number 959017 is hereby suspended, effective immediately, and will remain suspended until Respondent:

1. Submits the semi-annual report and remits the surplus lines tax owed, and pays the late penalty as set out in Indiana Code § 27-1-15.8-4(h),
2. Submits the list of appointments requested by the Commissioner, and

3. Reaches a Consent Order with the Department for its expenses in obtaining compliance with this matter or schedules a hearing to determine the same.

ALL OF WHICH IS ORDERED the 20 day of January, 2017.


Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Copies to:

Lee Maness
5141 Virginia Way
STE 320
Brentwood, TN 37027-2317

Claire Szpara, Attorney
Indiana Department of Insurance
311 West Washington St. #103
Indianapolis, IN 46204

Lee J. Maness was appointed with the following carriers during 2014 to 2016:

Employers Assurance Company

Main Street America Assurance Company

Nationwide Mutual Insurance Company

Philadelphia Insurance Companies

Travelers Insurance Company